



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

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Lillian Salwasser (Estate)

Case No. 07CEPR00104

Atty Matthai, Edith (for Craig A. Houghton – Objector)

Atty Manock, Charles K. (for George Salwasser/Executor of the Estate of Lillian Salwasser)

Atty Chiepegian, Michael S (for Marvin Salwasser/Administratoor with Will Annexed of Walter Respondent)

Salwasser

Atty Wright, Janet L. (for George Salwasser/Executor)

Atty Farley, Michael L. (of Visalia, for Gary E. Salwasser - Beneficiary)

Amended and Restated First Account and Report (Status)

		George Salwasser is Executor.	NEEDS/PROBLEMS/COMMENTS:
		An Amended and Restated First Account was filed on 1-13-10 and has been continued with reference to additional ongoing matters in this and other related cases.	<u>Continued from 6-25-12.</u> As of 9-17-12, nothing further has been filed by Executor.
Cont from : 062512			
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<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
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<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
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<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
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<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>For background, Executor's Status Report filed 10/24/11 states: The purpose of this hearing was to determine whether any further accounting would be necessary as the PrC §850 petitions of the Lillian Salwasser Estate and Walter Salwasser Estate were settled by Settlement Agreement and Release entered into on 6/21/11. Based on the Settlement terms it appears no further accounting should be required for any account reported in the pending Account for accounts held in Decedent or her surviving spouse's names at the time of Decedent's death.</p> <p>The Probate Estate Account (opened after Decedent's date of death) and collections, if any, on Promissory Notes reported in the Account, would need to be supplemented through date of distribution (Two notes are currently the subject of lawsuits); until there is determination as to the collectability on the Notes, tax matters cannot be finally determined.</p> <p>A mediation is scheduled for 11/16/11 between George and Gary Salwasser; therefore, a continuance of 4 to 6 months is appropriate under the circumstances.</p> <p>Since then, the matter has been continued to 2-27-12 and now to 6-25-12 per stipulation of the parties.</p> <p>Status Report and Request for Continuance filed 6-21-12 states all litigation matters have recently been settled. Executor requests 90 days to finalize the petition for final distribution and complete related matters.</p>	<p>Note: It is Examiner's understanding that at this point a further amended petition for final distribution is expected from Executor to close the estate once the other related matters are settled. This continued hearing is for status on such expected petition for final distribution.</p> <p>1. Need amended petition for final distribution.</p>
			Reviewed by: NRN / skc
			Reviewed on: 9-17-12
			Updates:
			Recommendation:
			File 2 – Salwasser

DOD: 06/22/2012		KAREN K. WILLIAMS , daughter is petitioner and requests appointment as Administrator with bond set at \$170,000.00. Full IAEA – o.k. Decedent died intestate Residence: Fresno Publication: The Business Journal <u>Estimated value of the estate:</u> Personal property - \$100,000.00 Real property - \$70,000.00 Total: - \$170,000.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> • Friday, 10/26/2012 at 9:00a.m. in Dept. 303 for the filing of the bond <u>and</u> • Friday, 02/22/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 11/22/2013 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/	
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✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: KT / LV	
Reviewed on: 09/18/2012	
Updates:	
Recommendation: Submitted	
File 10 - Williams	

Atty Garcia, Jacqueline (pro per Petitioner/mother)

Atty Alvarado, Rosie (pro per Guardian/paternal grandmother)

Petition for Termination of Guardianship

Reyna age: 10 yrs DOB: 1/16/2002		JACQUELINE GARCIA, mother, is petitioner.	NEEDS/PROBLEMS/ COMMENTS:
Rey age: 9 yrs DOB: 12/9/2002			
		ROSIE ALVARADO, paternal grandmother, was appointed guardian on 10/11/2007. Order appointing guardian includes additional orders stating Robert Briseno, Jr. may not be present in the guardian's home for any reason, at any time. Any visitation of either parent with the children must be supervised by Rosie Alvarado. The guardian will determine the visitation times – no overnight visits and no unsupervised visits.	Continued from 7/2/12. Minute Order states the Court orders unsupervised visits between the mother and the children. Visitation shall be a minimum of twice per week and may include overnights. Additionally, the Court orders unlimited telephone contact between the mother and the children. These orders shall remain in full force and effect until further order of the court. Matter continued to 9/24/12. Jacqueline Garcia and Rosie Alvarado are ordered to be personally present on 9/24/12.
Cont. from 070212		Father: Robert Briseno, Jr.	
	Aff.Sub.Wit.		
✓	Verified	Paternal grandfather: Robert Briseno, Sr. Maternal grandmother: Rita Day Maternal grandfather: Jaime Garcia	
	Inventory		
	PTC	Petitioner states she is now stable and sober and can provide a safe home for her children.	
	Not.Cred.		
✓	Notice of Hrg	Objections of Guardian Rosie Alvarado filed on 6/1/02 states although the mother says she is stable Ms. Alvarado believes she is not. Ms. Alvarado states the mother has only been at her current residence for 2 months and move at least three times prior to that. Mom is not making enough money to support 4 children. Ms. Alvarado states the children are doing well in her care. The children currently attend a school that has second language emersion. If the children are returned to their mother they will attend another school. When the children learned about this they became upset.	
	Aff.Mail		
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	Letters		
	Duties/Supp		
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	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 9/18/12
			Updates:
			Recommendation:
			File 11 - Briseno

Reply to Objections filed by Petitioner/mother, Jacqueline Garcia, on 6/27/12 states she has been drug free for 3 years. She has completed her probation and obtained a job which she has held for 2½ years and has been living on her own for 3 years. Mom states she has constantly called, texted and left voicemail messages to see her children and Mrs. Alvarado does not return her calls. Mom states she hasn't seen her children in three weeks and before that it was 2 months. Mrs. Alvarado was allowing the children to stay the night with Mr. Briseno's [father] residence. Also she allowed the father and his girlfriend to live with her and they were both constantly under the influence of meth. Mom states she is concerned for their safety.

Mom states she recently moved to a better neighborhood in a gated community for the benefit of her children. She states she is more than financially able to care for her children. Her current job which is grant funded will end in July of 2013 at which time she will be moving to San Mar Properties as either a maintenance coordinator or residential manager in which she will have a 2-3 bedroom apartment. Mom states she is currently in the process of getting her felonies dropped to misdemeanors, but either way getting welfare for her other two children is irrelevant to the case at hand.

Mom states Mrs. Alvarado has known since the beginning that the guardianship was only temporary. Mom states she is very concerned with the fact that Mrs. Alvarado does not let her see her children as much as before. She punishes them if they aren't "good" or if they don't clean their rooms by not allowing them to come to mom's house.

Mom states she has a great support group that includes her mother, her church, her pastors, her boyfriend and her boss.

Mom states she strongly believes it is time for her children to be at home with her and for Rosie to be Grandma and not mom and dad. Mom states she appreciates what Rosie has done but it is time for her to step up and be a responsible parent.

Court Investigator Dina Calvillo's Report was filed 6/27/12.